

06-28-04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: Kapust, Rachel B.
)	
Kevin P. BAKER, et al.)	Art Unit: 1647
)	
Application Serial No. 10/006,130)	Confirmation No. 1764
)	
Filed: December 6, 2001)	Attorney's Docket No. 39780-2830 P1C7
)	
For: SECRETED AND)	Customer No. 35489
TRANSMEMBRANE)	
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EXPRESS MAIL LABEL NO. EL 977 678 654 US
Date Mailed: JUNE 25, 2004

AMENDMENT AND RESPONSE TO OFFICE ACTION

MAIL STOP AMENDMENT

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Office Action mailed on February 27, 2004 in connection with the above-identified patent application (Paper No. 0204), please enter the following amendments, and consider the following arguments. This response is timely filed requesting a Petition for Extension of Time for one month with necessary fees.

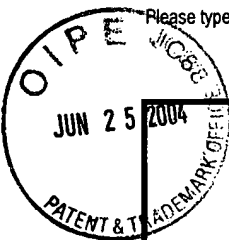
The present Amendment and Response is accompanied by the submission of Declarations of Dr. Audrey Goddard and Dr. William Wood. Applicants respectfully request the consideration of both Declarations. Applicants respectfully request the consideration of both Declarations. In addition, a copy of the original FIGURE 74 showing the proposed change in red ink, together with a amended FIGURE 74 with the change made is enclosed herewith.

Amendments to the Specification begin on page 2 of this paper.

Amendment to the Drawing begin on page 14 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 15 of this paper.

Remarks/Arguments begin on page 19 of this paper.



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+

PTO/SB/21 (6-99)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

48

Application Number

10/006,130

Filing Date

DECEMBER 6, 2001

First Named Inventor

KEVIN P. BAKER

Group/Art Unit

1647

Examiner Name

KAPUST, RACHEL B.

Attorney Docket Number

39780-2830 P1C7

ENCLOSURES (check all that apply)

☒ **FEE TRANSMITTAL FORM**

☐ Fee Attached

☒ **AMENDMENT / RESPONSE**

☐ After Final

☐ Version With Markings Showing Changes

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Copy of Notice

☐ Copy of an Assignment

☒ **DRAWING(S) AMENDED FIGURE 74; FIGURE 74 SHOWING PROPOSED CHANGE IN RED INK**

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 With Revocation of Prior Powers

☐ Terminal Disclaimer

☐ Small Entity Statement

☐ Request for Refund

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ **ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW):**

☒ **DECLARATIONS OF WILLIAM WOOD and AUDREY GODDARD; EXHIBIT A - GSEQEDIT DATABASE REPORT; EXAMPLE 55 OF PAGE 171 PCT PUBLICATION WO 00/32221; and STAMPED RETURN POSTCARD**

Remarks

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39780-2830 P1C7.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name

HELLER EHRMAN WHITE & McAULIFFE LLP

ANNA L. BARRY (Reg. No. 51,436)

275 Middlefield Road, Menlo Park, California 94025

Telephone: (650) 324-7000

Facsimile: (650) 324-0638

Signature

Date

JUNE 25, 2004

Customer Number:

35489

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: **MAIL STOP AMENDMENT**, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: **JUNE 25, 2004**

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Typed or printed name

C. FONG

Signature

Date

JUNE 25, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop ___, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.